

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN ADJUSTMENT OF RATES OF COLUMBIA GAS OF KENTUCKY, INC.)	CASE NO. 90-063
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O R D E R

On March 20, 1990, Columbia Gas of Kentucky, Inc. ("Columbia") filed with the Commission its notice of intent to file a rate application. Simultaneously filed was a motion for authority to utilize the forecasted test period and a request to deviate from the filing requirements set forth in the Commission's proposed forecasted test-year guidelines.¹ Both such requests were opposed by the Attorney General of the Commonwealth of Kentucky, by and through its Utility and Rate Intervention Division ("Attorney General"), and the Attorney General further moved to dismiss this filing. By Order dated April 20, 1990, the Commission ruled that Columbia's motion to utilize the forecasted test-year guidelines be held in abeyance pending the curing of notice of intent filing deficiencies and further that the Attorney General's motion to dismiss be denied. The Commission further ordered that Columbia's request for waiver of the Section B.II.R.

¹ Administrative Case No. 331, An Investigation of Appropriate Guidelines for Filing Forecasted Test Periods, Order dated October 31, 1989, Appendix A, Attachment 1.

filing requirements concerning affiliated company data be denied and that Columbia's request for a waiver of the Section B.II.T. filing requirements concerning computer programs be held in abeyance until a list and description of the computer programs is filed.

On May 4, 1990, Columbia made a supplemental filing to cure those filing deficiencies which were listed in the Appendix to the Commission's April 20, 1990 Order. After a review of the supplemental information, the Commission finds that Columbia's March 20, 1990 notice of intent filing is no longer deficient.

On May 31, 1990, Columbia filed its list and description of computer programs as ordered in the Commission's April 20, 1990 Order. After review of the list and description information filed, the Commission finds that Columbia's requested waiver of the Section B.II.T. filing requirements should be granted. However, Columbia is hereby advised that should any party to this proceeding request copies of any of the software which can be utilized by them, said software should be provided without further objection. Further, should any party request access to the software listed, access shall be provided.

On May 3, 1990, the Attorney General filed a second motion to dismiss this proceeding setting forth essentially the same grounds which were set forth in his March 22, 1990 motion to dismiss. After review of the second motion to dismiss, the Commission finds this motion should be denied for the same reasons set forth in its April 20, 1990 Order. Specifically, the Commission reiterates that in order to utilize the proposed guidelines, a utility must

submit all information currently required by Commission regulations for general rate applications as well as substantially more information which is required under the guidelines. Therefore, Columbia's rate application will contain all requisite historical financial information plus the forecasted financial information described in the guidelines. Based upon the foregoing, the Commission finds that allowing the forecasted test period to be utilized would not be unlawful. Columbia's request to utilize the forecasted test-period guidelines previously held in abeyance by prior Commission Order should, therefore, be granted and the Attorney General's second motion to dismiss should be denied.

IT IS THEREFORE ORDERED that Columbia's request to utilize the forecasted test-year guidelines in the instant proceeding is hereby granted. Columbia's request for a waiver of the Section B.II.T. filing requirement be and hereby is granted subject to all parties right of access. Further, the motion to dismiss filed by the Attorney General is hereby denied.

Done at Frankfort, Kentucky, this 22nd day of June, 1990.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman

ATTEST:


Executive Director

Commissioner